

#470

**REPORT TO CITY CLERK
SPECIAL DESIGNATED LICENSE APPLICATION**

☒ Police
☐ City Attorney
☐ Bureau of Fire Prevention
☐ Health Dept.

DATE: 7/01/03

RETURN BY: 7/16/03

CATERER:

NON-CATERER: X

APPLICANT: **UPDOWNTOWNERS**

APPLICANT'S ADDRESS: **1200 N ST SUITE 101**

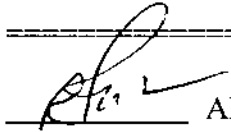
ADDRESS OR LOCATION OF PREMISES TO BE COVERED BY LICENSE: **12TH ST, M/N-O; N ST, 11/12-13TH**

DATE(S) OF EVENT: **THURS - SAT: JULY 24-26,03**

TIME(S) OF EVENT : **THURS: 6P-1A; FRI: 11A - 1A; SAT: 12P-1A**

DETAILS ON ATTACHED APPLICATION.

RECOMMENDATION OF APPROVAL OR DENIAL

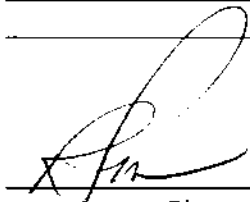


APPROVED

CONDITIONS _____

_____ DENIED

REASON(S) FOR _____



Signature

7-2-03

Date

(If needed, use back for additional space)

PUBLIC HEARING BEFORE COUNCIL: JULY 21, 2003

(SDLRPT.JER)

470

A3-072955

ALL ISSUED LICENSES ARE MAILED TO LOCAL CLERKS WHERE THE EVENT IS HELD

- ☐ All Applications must be received in the Commission Office 10 working days (excluding holidays) prior to the date of the event
☐ Complete and return **THE ORIGINAL WITH A DUPLICATE** to the Nebraska Liquor Control Commission
☐ A license fee of \$40 (payable to Nebraska Liquor Control Commission) for each day
☐ **LOCAL APPROVAL** must be included with this application
☐ A Signed Statement from Local Police Chief or County Sheriff (question #12)
☐ **NON PROFIT CORPORATION MUST include a letter from the IRS declaring that the corporation is exempt from payment of federal income taxes, or a copy of the corporation's federal income tax return, as filed with the IRS, or a statement (Page 3) signed by an officer of the corporation declaring that the copy of the tax return is a true and correct copy as filed with the IRS**

1. Type of Beverage(s) to be served: ☒ Beer ☒ Wine ☐ Distilled Spirits
2. Status of the Applicant (check one) Public
☐ Municipal Corporation ☐ Political Corporation ☐ Fine Arts Museum ☐ Fraternal Corporation ☐ Religious Corporation ☐ Charitable Corporation ☐ Retail Licensee ☒ Service Corporation
3. Name and Address of Corporation, Organization or Licensee obtaining license. **If licensee, give license number And Class (Example C/K)**

Updowntowners, Inc., 1200 N Street, Suite 101, Lincoln, Lancaster County, NE 68508

4. Address or location of premises to be covered by license, (City, County Number, Zip Code)
12th Street, M/N-0 St.; N Street, 11/12th-13th, Lincoln, Lancaster County, NE 68508

5. Is this **PREMISE** currently licensed under the Nebraska Liquor Control Act? ☐ YES ☒ NO

6. Name and Address of owner or lessee and name of principal occupant of the premises for which the license is requested.

City of Lincoln, 555 South 10th Street, Lincoln, NE 68508

7. Please list the name and **telephone number** of the primary event **supervisor**, who will actually be present at the location of the event when it occurs, that can be contacted by law enforcement before and during the event, and who is responsible for ensuring that any applicable laws, ordinances, rules and regulations are adhered to. **Supervisor must sign on page 2.**

Tad Fraizer 476-2784

8. **DATE(S) OF EVENT** (If a Sunday, attach local Sunday Sales Ordinance and hours of consumption.)
Thursday - Saturday, July 24-26, 2003

PLEASE INDICATE AN ALTERNATE DATE OR LOCATION IN THE EVENT OF BAD WEATHER:

9. Time(s) of event (example 8am to 1am, this is considered one day) CITY OF LINCOLN, NEBRASKA
JUN 30 PM 3 11
FROM: TO: Thursday 6:00 p.m. - 1:00 a.m.
Friday 11:00 a.m. - 1:00 a.m.
Saturday 12:00 p.m. - 1:00 a.m.

10. Describe the Type of Activity to be carried on during the time period for which the license is requested.
July Jamm: music/food/fine arts festival

11. Provide an estimated number of attendees at this event _____. If the number of attendees is over 250 attach a separate page indicating the steps that will be taken to prevent underage persons access to alcoholic beverages. 10,000 each day.

12. **PLEASE ATTACH A SIGNED STATEMENT FROM YOUR LOCAL POLICE CHIEF OR COUNTY SHERIFF, WHICHEVER IS APPLICABLE, THAT LOCAL LAW ENFORCEMENT HAS BEEN INFORMED IN ADVANCE OF THIS EVENT, AND IF THEY ARE AWARE OF ANY REASON THE EVENT SHOULD NOT OCCUR.**

13. List the number of SDL's that you have applied for at this specific location in the last six months. None

CONTINUE ON BACK

NEBRASKA LIQUOR CONTROL COMMISSION
APPLICATION FOR SPECIAL DESIGNATED LICENSE
UNDER NEBRASKA LIQUOR CONTROL ACT

14. Description of the premises: ☐ Inside Building ☒ Outdoor Area

Dimensions of area to be covered by license: _____ x _____. Please draw in the space provided below, the area where liquors will be sold and consumed. LENGTH WIDTH (In feet)

Outdoor Area:

See attached map.

Approximately 450 ft. x 90 ft. (North-South) and
approximately 450 ft. x 90 ft. (East-West)

If outdoor area, how will premises be separated from areas open to the general public? ☒ Fence ☐ Tent ☐ Other (if other, please explain)

15. Is the premises to be covered by the license located within the city/village limits?.....☒ YES ☐ NO

16. Is the premises to be covered by the license within 150 feet of any church, school, hospital, or home for the aged or indigent persons or for veterans, their wives or children?.....☒ YES ☐ NO

17. Explain how alcoholic liquors will be purchased by the licensee. If purchased from a retail licensee, please give the name and license number.
Purchased from Lazlo's Brewery & Grill; Wine Merchants, Inc. (Meier's);
D & D Distributor; all Lincoln, NE

18. Will the premises to be covered by the license comply with all Nebraska sanitation laws?.....☒ YES ☐ NO

19. Are there separate toilets for both men and women?.....☒ YES ☐ NO
(Portable toilets)

20. Other information or requests by the applicant:

See attachment.

21. Will there be any games of chance operating during the event? ☐ YES ☒ NO

NOTICE: Only games of chance approved by the Department of Revenue, Charitable Gaming Division are permitted. All other forms of gambling are prohibited by State Law: There are no exceptions for Non Profit Organizations. This is only an application for a Special Designated License under the Liquor Control Act and is not a gambling permit application.

22. I declare that I am the authorized representative of the above named license applicant and that the statements made on this application are true to the best of my knowledge and belief. I also consent to an investigation of my background including all records of every kind including police records. I agree to waive any rights or causes of action against the Nebraska Liquor Control Commission, the Nebraska State Patrol or any other individual releasing said information to the Liquor Control Commission or the Nebraska State Patrol. I further declare that the license applied for will not be used by any other person, group, organization or corporation for profit or not for profit and that the event will be supervised by persons directly responsible to the holder of this Special Designated License.

Updowntowners, Inc.

sign
here

By: Isaac Johnson
Authorized Representative/Applicant

Executive Director
Title

6-27-03
Date

sign
here

Jack Franey
Supervisor

Permits Chair 6/27/2003
Title Date

The law requires that no special designated license provided for by this section shall be issued by the Commission without the approval of the local governing body. For the purposes of this section, the local governing body shall be the city or village within which the particular place for which the special designated license is requested is located, or if such place is not within the corporate limits of a city or village, then the local governing body shall be the county within which the place for which the special designated license is requested is located.

In Compliance with ADA, this form is available in other formats for persons with disabilities.
A ten day advance period is requested in writing to produce the alternate format.

NEBRASKA LIQUOR CONTROL COMMISSION
Application for Special Designated License
Under Nebraska Liquor Control Act

I HEREBY DECLARE THAT THE CORPORATION MAKING APPLICATION FOR A SPECIAL DESIGNATED LICENSE UNDER THE NEBRASKA LIQUOR CONTROL ACT IS EITHER A MUNICIPAL CORPORATION, A FINE ARTS MUSEUM INCORPORATED AS A NONPROFIT CORPORATION, A RELIGIOUS NONPROFIT CORPORATION WHICH HAS BEEN EXEMPTED FROM THE PAYMENT OF FEDERAL INCOME TAXES, A POLITICAL ORGANIZATION WHICH HAS BEEN EXEMPTED FROM THE PAYMENT OF FEDERAL INCOME TAXES, OR ANY OTHER NONPROFIT CORPORATION, THE PURPOSE OF WHICH IS FRATERNAL, CHARITABLE, OR PUBLIC SERVICE AND WHICH HAS BEEN EXEMPTED FROM THE PAYMENT OF FEDERAL INCOME TAXES AS PER §53-124.11.

AS SIGNATORY I CONSENT TO THE RELEASE OF ANY DOCUMENTS SUPPORTING THIS DECLARATION AND ANY DOCUMENTS SUPPORTING THIS DECLARATION WILL BE PROVIDED TO THE NEBRASKA LIQUOR CONTROL COMMISSION, THE NEBRASKA STATE PATROL OR ANY AGENT OF THE LIQUOR CONTROL COMMISSION IMMEDIATELY UPON DEMAND. I ALSO CONSENT TO THE INVESTIGATION OF THIS CORPORATE ENTITY TO DETERMINE IT'S NONPROFIT STATUS.

I AGREE TO WAIVE ANY RIGHTS OR CAUSES OF ACTION AGAINST THE NEBRASKA LIQUOR CONTROL COMMISSION, THE NEBRASKA STATE PATROL OR ANY PARTY RELEASING INFORMATION TO THE AFOREMENTIONED PARTIES.

Updowntowners, Inc.

NAME OF CORPORATION

1200 N Street, Suite 101
Lincoln, NE 68508

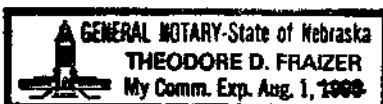
ADDRESS OF CORPORATION

Deborah Johnson, Executive Director
SIGNATURE OF TITLE OF CORPORATE OFFICERS

THE ABOVE INDIVIDUAL STATES THAT THE STATEMENT ABOVE IS TRUE AND CORRECT. IF ANY FALSE STATEMENT IS MADE ON THIS APPLICATION, THE APPLICANT SHALL BE DEEMED GUILTY OF PERJURY AND SUBJECT TO PENALTIES PROVIDED BY LAW. (SEC. §53-131.01) NEBRASKA LIQUOR CONTROL ACT

SUBSCRIBED IN MY PRESENCE AND SWORN TO BEFORE ME THIS 27th DAY OF

June, 2003.



2003

Theodore D. Fraizer
NOTARY PUBLIC SIGNATURE & SEAL

Application for Special Designated License

Updowntowners, Inc.
July 24-26, 2003
July Jamm

11. Security: ID's will be checked and non-removable wristbands will be applied to persons 21 or over. Only banded individuals will be served. Security will check for violations. Perimeter will be fenced. Perimeter and access points will be monitored by volunteer Updowntowners event staff. Back-up security will be provided by off-duty Lincoln Police officers in numbers agreed with city. Volunteers will be trained by Responsible Hospitality Council representative.

20. Other information or requests:

APPLICANT REQUESTS WAIVERS OF:

- a.) Neb. Rev. Stat. §53-123.04, purchase from retailer; and
- b.) Neb. Rev. Stat. §53-177, within 150 feet of church.

Designated driver program will be used.

Non-alcoholic beverages and food will be available onsite.

This event has been held on this site annually since July, 1992.

Special Designated License Application Supplemental Form

The Special Designated License process is not intended to be used as a vehicle to expand the existing licensed premise.

Name of the Event: July Jamm 2003

Applicant and Sponsoring Organization or Person (if applicable):

Updowntowners, Inc.

Date of the Event: Thurs.-Sat., 7/24-~~25~~²⁶/2003 Time of the Event: Thurs. 6:00 p.m.-1:00 a.m.
Fri. 11:00 a.m.-1:00 a.m.
Sat. 12:00 p.m.-1:00 a.m.

Has the applicant applied for, and received liquor liability insurance? ☒yes ☐no

Number of persons expected to attend: 10,000 each day Number of persons under 21 expected: 15% overall Is the event open to the public? ☒yes ☐no

How will you ensure that minors will not be served or consume beverages containing alcohol? I.D.'s will be checked and non-removable wristbands applied; only banded individuals will be served; security will check for violations.

Will food be served? ☒yes ☐no If yes, please list food to be served: Pizza, burgers, BBQ, ice cream, Asian, Mediterranean, etc.

Will non-alcoholic beverages be served? ☒yes ☐no If yes, please list non-alcoholic beverages to be served: Carbonated and non-carbonated soft drinks, sport drinks, bottled water.

Please identify the beverages containing alcohol that will be served: ☒wine ☒beer
☐distilled spirits Will this be a cash or complimentary bar? ☒cash ☐complimentary

Who will serve the beverages containing alcohol? Volunteer servers

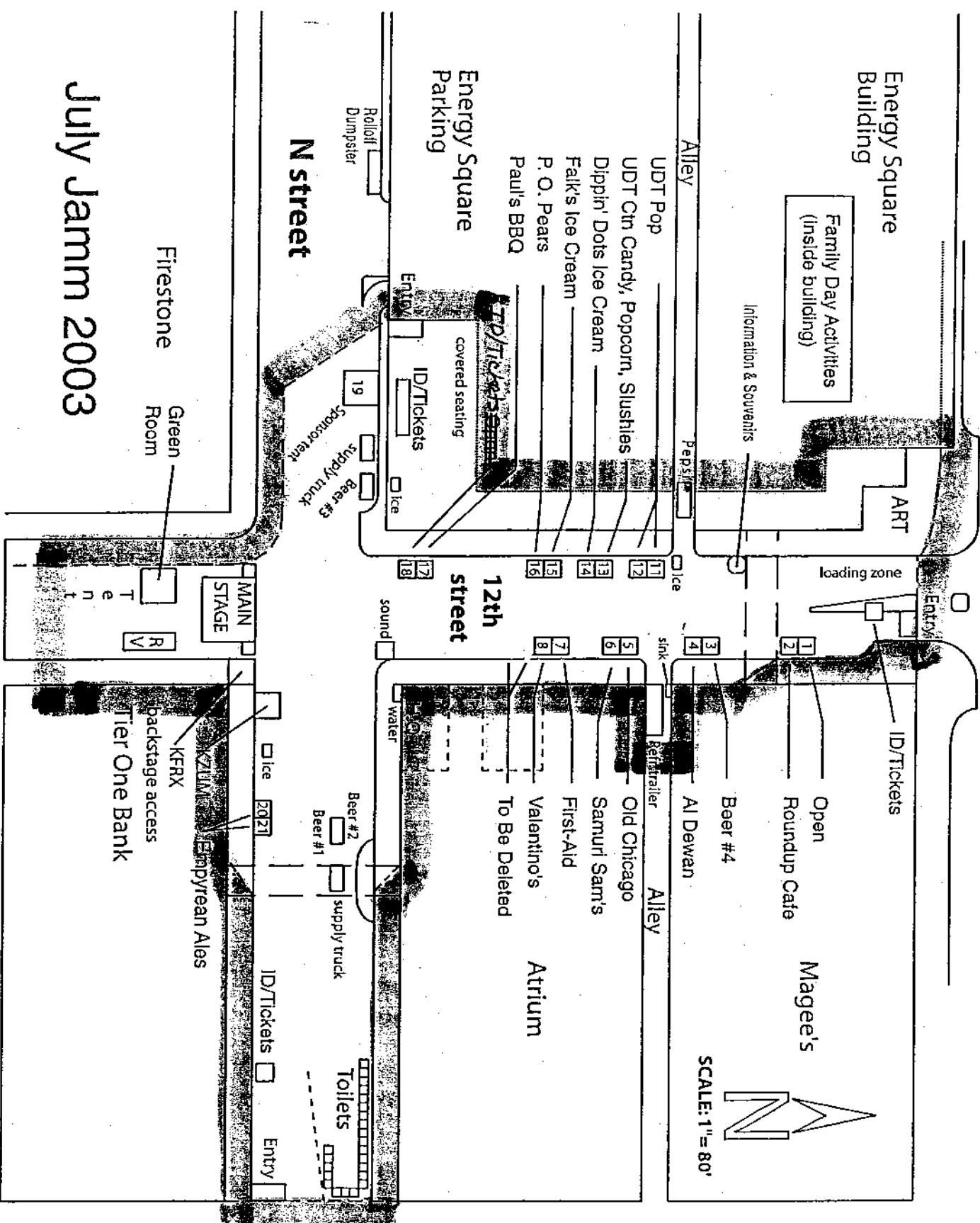
Have the designated servers received responsible beverage service training? ☒yes ☐no
RHC representative will train in advance and onsite

Will there be a charge for admission? ☒yes ☐no \$5.00 after 6 p.m. Thurs., 4 p.m. Fri., and 3 p.m. Sat.

In the last twelve months, have you received notice of a liquor law violation that occurred during an event at which you were the special designated licensee? ☐yes ☒no

If so, please explain

O street

13th
ST.

July Jamm 2003